

**PATENT**  
Customer No. 22,852  
Attorney Docket No. 08386.0003

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: }  
 Dennis W. WAHR et al. } Group Art Unit: 3763  
 Application No.: 09/845,162 } Examiner: not yet known  
 Filed: May 1, 2001 }  
 For: EMBOLI PROTECTION DEVICES }  
 AND RELATED METHODS OF }  
 USE }  
 )

Commissioner for Patents  
Washington, DC 20231

Sir:

**TRANSMITTAL LETTER**

Enclosed is a Preliminary Amendment. The item(s) checked below are appropriate:

Applicant(s) hereby petition(s) for a month(s) extension of time to respond to the above Office Action. The fee of for the Extension is enclosed.

The claims are calculated below:

	Claims Remaining After Amendment		Highest Number Previously Paid	Present Extra	Rate	Additional Fee
Total	158	-	148	10	x \$ 18	\$ 180.00
Indep.	21	-	19	2	x \$ 84	168.00
<input type="checkbox"/> First Presentation of Multiple Dep. Claim(s)						+\$280
						Subtotal \$ 348.00
						Reduction by ½ if small entity - 174.00
						<b>TOTAL \$ 174.00</b>

A fee of \$174.00 to cover the cost of the additional claims added by this reply is enclosed.  
 A fee of \$ to cover is enclosed.  
 A check for \$174.00 to cover the above fee(s) is enclosed.

Please grant any extensions of time required to enter this Preliminary Amendment and charge any additional required fees to our deposit account 06-0916.

Dated: February 20, 2003

By:   
Elizabeth M. Burke  
Reg. No. 38,758

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*2nd App*  
PATENT  
Customer No. 22,852  
Attorney Docket No. 08386.0003  
*SS J*  
*S. Bryce*  
*10/23/03*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Dennis W. WAHR et al.

Application No.: 09/845,162

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USE

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Washington, DC 20231

Sir:

**PRELIMINARY AMENDMENT**

Prior to the examination of the above application, please amend this application as follows:

**IN THE CLAIMS:**

Please add new claims 149-158 as follows:

*A*

149. (New) Apparatus suitable for removing emboli from a vessel, the apparatus comprising a catheter having a proximal section, an occlusive distal section, a main body extending therebetween, an a lumen extending therethrough, and an outer sheath, the outer sheath disposed to slide longitudinally along the catheter, the improvement comprising that the main body has a contracted delivery diameter when disposed within the outer sheath and a radially expanded deployed diameter when deployed from the outer sheath.

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